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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

David Edwards, an individual;

Case No.: 2:24-cv-1029

Plaintiff,

VS.

Panda Express, Inc., a California corporation;  
Does I-XX, inclusive; Roe Corporations I-X,  
inclusive.

## **Stipulation and Order to Extend Discovery (SECOND REQUEST)**

### Defendants.

## **I. Summary of Discovery Completed**

The case was removed on June 3, 2024. Both parties have served disclosures and supplemental disclosures. The Stipulated Discovery Plan and Scheduling Order were filed on August 9, 2024. On September 12, 2024, a Stipulation and Order to Extend Discovery was filed and accepted. On September 16, 2024, Plaintiff served his responses to written discovery and further provided authorization for medical records on September 30, 2024. Defendant has subpoenaed and obtained medical records from Plaintiff's treating providers, including those providers out of the country. On November 20, 2024, Plaintiff's deposition was conducted.

## II. Discovery Remaining

Plaintiff has indicated their intention to take the deposition(s) of Panda Express, Inc.'s 30(b)(6). On October 16, 2024, Defendant requested a list of deposition topics to determine who would be designated as the 30(b)(6) witness or if more than one witness would be designated to then provide dates of availability.

The parties still need to disclose experts and presumably take the depositions of designated experts. The Plaintiff has retained a medical expert for a medical records review and it is anticipated that the Defendant will disclose their own experts and any Rebuttal Disclosures.

### **III. Why the Remaining Discovery Could not be Completed**

The medical expert retained by the Plaintiff is experiencing a family medical emergency and is unable to complete his report in time to meet the current January 3, 2024 Initial Disclosure deadline.

Plaintiff's expert will require an additional forty-five (45) days to provide and disclose his report due to this emergency. The parties respectfully request that the remaining deadlines be extended in accordance with this extension.

#### **IV. Proposed Schedule for Completing All Remaining Discovery**

Initial Expert Disclosures & Interim Status Report	January 3, 2025	February 17, 2025
Rebuttal Expert Disclosures	February 3, 2025	March 17, 2025
Discovery Closes	March 3, 2025	April 17, 2025
Dispositive Motions	April 3, 2025	May 2, 2025
Pre-Trial Order, if no Dispositive Motions	May 5, 2025	June 5, 2025

<b>BURK INJURY LAWYERS</b> <u>/s/Jeffrey L. Galliher</u> Christopher D. Burk, Esq. Nevada Bar No. 8976 Jeffrey L. Galliher, Esq. Nevada Bar No. 8078 Attorneys for David Edwards	<b>WILSON ELSNER</b> <u>/s/ Kimberly Nelson</u> Michael P. Lowry Nevada Bar No. 10666 Kimberly A. Nelson Nevada Bar No. 15295 Attorneys for Panda Express, Inc.
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It is so ordered. this 27th day of December, 2024.

Eayna L. Zouchah  
UNITED STATES MAGISTRATE JUDGE